

**EIGHTY-FIFTH GENERAL ASSEMBLY
2013 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

MARCH 19, 2013

HOUSE FILE 500

H-1121

1 Amend House File 500 as follows:
2 1. Page 1, line 17, after <alternate.> by inserting
3 <For the purposes of applying a bylaw providing
4 for a member's removal from the area board or other
5 consequence due to absences from meetings, a member
6 represented at a meeting by a designee or alternate
7 shall be considered to be absent.>

By HUNTER of Polk

H-1121 FILED MARCH 18, 2013

HOUSE FILE 500

H-1122

1 Amend House File 500 as follows:
2 1. Page 1, line 9, before <members> by inserting
3 <initial>
4 2. Page 1, line 11, by striking <In addition, the>
5 and inserting <In addition, the However, for subsequent
6 members, an area board's bylaws may provide that not
7 more than twenty percent of the area board's voting
8 membership may consist of persons who are employed by
9 a public agency provider of services to or for the area
10 board. The bylaws shall include provisions to reduce
11 the potential for conflicts of interest among such
12 members. The>
13 3. Page 1, line 17, after <alternate.> by inserting
14 <For the purposes of this paragraph, "public agency"
15 means any agency of state government or a city, county,
16 school district, or other political subdivision of this
17 state.>

By WINCKLER of Scott

H-1122 FILED MARCH 18, 2013

HOUSE FILE 420

H-1123

1 Amend House File 420 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. Section 53.40, subsection 2, Code 2013,
5 is amended to read as follows:

6 2. The commissioner shall immediately on the
7 forty-fifth day prior to the particular election
8 transmit ~~ballots~~ a ballot to the voter by mail ~~or~~
9 ~~otherwise~~, postage prepaid, or transmit a ballot to the
10 voter electronically in the manner provided in section
11 53.45A as directed by the state commissioner, requests
12 requested by the voter for those requests which are in
13 the commissioner's hands at that time, and thereafter
14 ~~se~~ shall transmit ballots immediately upon receipt
15 of requests. A request for ballot for the primary
16 election which does not state the party affiliation of
17 the voter making the request is void and of no effect.
18 A request which does not show that the person for whom
19 a ballot is requested will be a qualified voter in the
20 precinct in which the ballot is to be cast on the day
21 of the election for which the ballot is requested,
22 shall not be honored. However, a request which states
23 the age and the city, including street address, and
24 county where the voter resides is sufficient to show
25 that the person is a qualified voter. A request by the
26 voter containing substantially the information required
27 is sufficient.

28 Sec. 2. NEW SECTION. 53.45A Transmitting absentee
29 ballots electronically.

30 The commissioner shall transmit a ballot to a voter
31 electronically if the voter requests such electronic
32 transmission as provided in section 53.46, subsection
33 6A.

34 Sec. 3. Section 53.46, Code 2013, is amended by
35 adding the following new subsection:

36 NEW SUBSECTION. 6A. To develop and operate, not
37 inconsistent with federal law, a secure internet-based
38 application to allow a voter in the armed forces of
39 the United States to access, print, mark, and return
40 an absentee ballot through electronic means. For
41 the general election only, the secure internet-based
42 application shall also allow the voter to access,
43 mark, and return the ballot electronically. Ballots
44 returned electronically under this subsection shall be
45 submitted through the internet-based application no
46 later than the close of the polls on the day of the
47 general election. The content of any such electronic
48 absentee ballot shall be the same as that used for
49 absent voters generally in the particular precinct in
50 which the electronic absentee ballot is to be cast;>

By SHAW of Pocahontas

HOUSE FILE 392

H-1129

1 Amend House File 392 as follows:

2 1. Page 2, by striking lines 12 through 15 and
3 inserting:

4 <A minor who is twelve years of age or older shall
5 have the legal capacity to act and give consent to
6 the provision of tobacco cessation coaching services
7 pursuant to a tobacco cessation telephone and
8 internet-based program approved by the department.
9 Consent shall not be subject to>

By FRY of Clarke

H-1129 FILED MARCH 18, 2013

HOUSE FILE 487

H-1131

1 Amend House File 487 as follows:

2 1. Page 1, after line 24 by inserting:

3 <Sec. _____. Section 435.1, subsection 6, Code 2013,
4 is amended to read as follows:

5 6. "Mobile home park" means a site, lot, field, or
6 tract of land upon which three or more mobile homes,
7 ~~or~~ manufactured homes, modular homes, or motor homes,
8 or a combination of any of these homes, are placed
9 on developed spaces and operated as a for-profit
10 enterprise with water, sewer or septic, and electrical
11 services available. The term "mobile home park"
12 shall not be construed to include manufactured or
13 mobile homes, buildings, tents, or other structures
14 temporarily maintained by ~~any~~ an individual,
15 educational institution, or company on their own
16 premises and used exclusively to house their own labor
17 or students. The term "mobile home park" shall not be
18 construed to include a campground as defined in section
19 557B.1.

20 Sec. _____. Section 435.1, Code 2013, is amended by
21 adding the following new subsection:

22 NEW SUBSECTION. 8. "Motor home" means as defined
23 in section 321.1, subsection 36C.

24 Sec. _____. Section 562B.7, subsection 7, Code 2013,
25 is amended to read as follows:

26 7. "Mobile home park" ~~shall mean any~~ means a site,
27 lot, field, or tract of land upon which three or more
28 mobile homes, manufactured homes, ~~or~~ modular homes, or
29 motor homes, or a combination of any of these homes,
30 are placed on developed spaces and operated as a
31 for-profit enterprise with water, sewer or septic, and
32 electrical services available. The term "mobile home
33 park" shall not be construed to include manufactured
34 or mobile homes, buildings, tents, or other structures
35 temporarily maintained by an individual, educational
36 institution, or company on their own premises and used
37 exclusively to house their own labor or students.
38 The term "mobile home park" shall not be construed to
39 include a campground as defined in section 557B.1.

40 Sec. _____. Section 562B.7, Code 2013, is amended by
41 adding the following new subsection:

42 NEW SUBSECTION. 8A. "Motor home" means as defined
43 in section 321.1, subsection 36C.>

44 2. Title page, by striking lines 1 through 3 and
45 inserting <An Act relating to manufactured and mobile
46 homes, including property taxes, landlord and tenant
47 law, and certificates of title.>

48 3. By renumbering as necessary.

By PETTENGILL of Benton

H-1131 FILED MARCH 18, 2013

HOUSE FILE 515

H-1125

1 Amend House File 515 as follows:

- 2 1. Page 1, line 14, after <Constitution,> by
3 inserting <and the emancipation proclamation,>
4 2. Page 1, line 16, after <Rights> by inserting <,
5 and the emancipation proclamation>
6 3. Title page, line 3, after <Independence> by
7 inserting <and the emancipation proclamation>

By MASCHER of Johnson

H-1125 FILED MARCH 18, 2013

HOUSE FILE 515

H-1126

1 Amend House File 515 as follows:

- 2 1. Page 1, line 14, after <Constitution,> by
3 inserting <and the Civil Rights Act of 1964,>
4 2. Page 1, line 16, after <Rights> by inserting <,
5 and the Civil Rights Act of 1964>
6 3. Title page, line 3, after <Independence> by
7 inserting <and the Civil Rights Act of 1964>

By MASCHER of Johnson

H-1126 FILED MARCH 18, 2013

HOUSE FILE 515

H-1127

1 Amend House File 515 as follows:

- 2 1. Page 1, line 14, after <Constitution,> by
3 inserting <and the Americans With Disabilities Act,>
4 2. Page 1, line 16, after <Rights> by inserting <,
5 and the Americans With Disabilities Act>
6 3. Title page, line 3, after <Independence> by
7 inserting <and the Americans With Disabilities Act>

By MASCHER of Johnson

H-1127 FILED MARCH 18, 2013

HOUSE FILE 537

H-1157

1 Amend House File 537 as follows:

2 1. Page 1, before line 1 by inserting:

3 <Section 1. Section 252D.16, subsection 3, Code
4 2013, is amended to read as follows:

5 3. "Support" or "support payments" means any amount
6 which the court or administrative agency may require
7 a person to pay for the benefit of a child under a
8 temporary order or a final judgment or decree entered
9 under chapter 232, 234, 252A, 252C, 252F, 252H, 598,
10 600B, or any other comparable chapter, and may include
11 child support, maintenance, medical support as defined
12 in chapter 252E, spousal support, and any other term
13 used to describe these obligations. These obligations
14 may include support for a child of any age who is
15 dependent on the parties to the dissolution proceedings
16 because of physical or mental disability. The
17 obligations may include support for a child eighteen
18 or more years of age with respect to whom a child
19 support order has been issued pursuant to the laws of
20 a foreign jurisdiction. ~~These obligations shall not
21 include amounts for a postsecondary education subsidy
22 as defined in section 598.1.>~~

23 2. Page 1, after line 7 by inserting:

24 <Sec. _____. Section 598.1, subsection 8, Code 2013,
25 is amended by striking the subsection.>

26 3. Page 2, after line 4 by inserting:

27 <Sec. _____. Section 598.20, Code 2013, is amended to
28 read as follows:

29 598.20 Forfeiture of marital rights.

30 When a dissolution of marriage is decreed the
31 parties shall forfeit all rights acquired by marriage
32 which are not specifically preserved in the decree.
33 This provision shall not obviate any of the provisions
34 of section 598.21, 598.21A, 598.21B, 598.21C, 598.21D,
35 or 598.21E, ~~or 598.21F~~.

36 Sec. _____. Section 598.22, subsection 5, Code 2013,
37 is amended to read as follows:

38 5. Prompt payment of sums required to be paid
39 under sections 598.10, 598.21A, 598.21B, 598.21C, and
40 598.21E, ~~and 598.21F~~ is the essence of such orders or
41 judgments and the court may act pursuant to section
42 598.23 regardless of whether the amounts in default are
43 paid prior to the contempt hearing.

44 Sec. _____. Section 600.11, subsection 2, paragraph
45 a, subparagraph (6), Code 2013, is amended to read as
46 follows:

47 (6) A person who is ordered to pay support ~~or a~~
48 ~~postsecondary education subsidy pursuant to section~~
49 ~~598.21F, or~~ chapter 234, 252A, 252C, 252F, 598,
50 600B, or any other chapter of the Code, for a person

H-1157

H-1157

Page 2

1 eighteen years of age or older who is being adopted by
2 a stepparent, and the support order or order requires
3 payment of support ~~or postsecondary education subsidy~~
4 for any period of time after the child reaches eighteen
5 years of age.

6 Sec. _____. REPEAL. Section 598.21F, Code 2013, is
7 repealed.>

8 4. Title page, line 1, after <to> by inserting
9 <child custody and support, including>

10 5. Title page, line 2, after <proceeding> by
11 inserting <and posteducation subsidies>

12 6. By renumbering as necessary.

By WOLFE of Clinton

H-1157 FILED MARCH 18, 2013

HOUSE FILE 538

H-1176

1 Amend House File 538 as follows:

2 1. Page 1, line 19, by striking <A majority of the>
3 and inserting <~~A majority of the~~ At least three>

4 2. Page 1, line 24, by striking <majority vote
5 of the> and inserting <~~majority~~ vote of the at least
6 three>

By ALONS of Sioux

H-1176 FILED MARCH 18, 2013

HOUSE FILE 545

H-1130

1 Amend House File 545 as follows:

2 1. Page 1, line 3, after <to> by inserting
3 <initial>

4 2. Page 1, lines 3 and 4, by striking <or treatment
5 for any medical need related to a> and inserting <for
6 any>

By ALONS of Sioux

H-1130 FILED MARCH 18, 2013

HOUSE FILE 568

H-1136

1 Amend House File 568 as follows:

2 1. Page 2, line 35, by striking <paragraph> and
3 inserting <paragraphs>

4 2. Page 3, after line 8 by inserting:

5 <NEW PARAGRAPH. w. Beginning January 1, 2014, in
6 accordance with section 1902(a)(10)(A)(i)(VIII) of the
7 federal Social Security Act, as codified in 42 U.S.C.
8 { 1396a(a)(10)(A)(i)(VIII), is an individual who is
9 nineteen years of age or older and under sixty-five
10 years of age; is not pregnant; is not entitled to
11 or enrolled for Medicare benefits under part A, or
12 enrolled for Medicare benefits under part B, of Tit.
13 XVIII of the federal Social Security Act; is not
14 otherwise described in section 1902(a)(10)(A)(i) of the
15 federal Social Security Act; is not exempt pursuant
16 to section 1902(k)(3), as codified in 42 U.S.C. {
17 1396a(k)(3), and whose income as determined under
18 1902(e)(14) of the federal Social Security Act, as
19 codified in 42 U.S.C. { 1396a(e)(14), does not exceed
20 one hundred thirty-three percent of the poverty line
21 as defined in section 2110(c)(5) of the federal Social
22 Security Act, as codified in 42 U.S.C. { 1397jj(c)(5),
23 for the applicable family size. Notwithstanding
24 any provision to the contrary, individuals eligible
25 for medical assistance under this paragraph shall
26 receive coverage for benefits pursuant to 42 U.S.C.
27 { 1396u-7(b)(1)(D) which are at a minimum those
28 included in the medical assistance state plan benefit
29 package for individuals otherwise eligible under this
30 subsection 1, and adjusted as necessary to provide
31 the essential health benefits as required pursuant
32 to section 1302 of the federal Patient Protection
33 and Affordable Care Act, Pub. L. No. 111-148, and as
34 approved by the United States secretary of health and
35 human services.>

36 3. Page 6, after line 23 by inserting:

37 <Sec. _____. MEDICAID STATE PLAN.

38 1. The department of human services shall amend the
39 medical assistance state plan to provide for coverage
40 of adults up to 133 percent of the federal poverty
41 level as provided in this Act beginning January 1,
42 2014.

43 2. The department of human services shall amend
44 the medical assistance state plan to provide that
45 the benchmark benefit plan provided to the newly
46 covered adults under the medical assistance program
47 is the option provided pursuant to 42 U.S.C. {
48 1396u-7(b)(1)(D) which is at a minimum the coverage
49 included in the medical assistance state plan benefit
50 package for individuals otherwise eligible under

H-1136

1 section 249A.3, subsection 1, and adjusted as necessary
2 to provide the essential health benefits as required
3 pursuant to section 1302 of the federal Patient
4 Protection and Affordable Care Act, Pub. L. No.
5 111-148, and as approved by the United States secretary
6 of health and human services.>

7 4. By renumbering as necessary.

By M. SMITH of Marshall	ANDERSON of Polk
WESSEL-KROESCHELL of Story	ABDUL-SAMAD of Polk
MURPHY of Dubuque	DAWSON of Woodbury
HEDDENS of Story	STUTSMAN of Johnson
HUNTER of Polk	

HOUSE FILE 569

H-1133

1 Amend House File 569 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. Section 147.1, subsections 3 and 6,
5 Code 2013, are amended to read as follows:

6 3. "Licensed" or "certified", when applied
7 to a physician and surgeon, podiatric physician,
8 osteopathic physician and surgeon, physician assistant,
9 psychologist, chiropractor, nurse, dentist, dental
10 hygienist, dental assistant, optometrist, speech
11 pathologist, audiologist, pharmacist, physical
12 therapist, physical therapist assistant, occupational
13 therapist, occupational therapy assistant, orthotist,
14 prosthetist, pedorthist, respiratory care practitioner,
15 practitioner of cosmetology arts and sciences,
16 practitioner of barbering, funeral director, dietitian,
17 marital and family therapist, mental health counselor,
18 social worker, substance and addictive disorder
19 counselor, master substance and addictive disorder
20 counselor, independent substance and addictive
21 disorder counselor, substance and addictive disorder
22 prevention professional, massage therapist, athletic
23 trainer, acupuncturist, nursing home administrator,
24 hearing aid dispenser, or sign language interpreter
25 or transliterator means a person licensed under this
26 subtitle.

27 6. "Profession" means medicine and surgery,
28 podiatry, osteopathic medicine and surgery, practice
29 as a physician assistant, psychology, chiropractic,
30 nursing, dentistry, dental hygiene, dental assisting,
31 optometry, speech pathology, audiology, pharmacy,
32 physical therapy, physical therapist assisting,
33 occupational therapy, occupational therapy assisting,
34 respiratory care, cosmetology arts and sciences,
35 barbering, mortuary science, marital and family
36 therapy, mental health counseling, social work,
37 substance and addictive disorder counseling, substance
38 and addictive disorder prevention services, dietetics,
39 massage therapy, athletic training, acupuncture,
40 nursing home administration, hearing aid dispensing,
41 sign language interpreting or transliterating,
42 orthotics, prosthetics, or pedorthics.

43 Sec. 2. Section 147.2, subsection 1, Code 2013, is
44 amended to read as follows:

45 1. A person shall not engage in the practice of
46 medicine and surgery, podiatry, osteopathic medicine
47 and surgery, psychology, chiropractic, physical
48 therapy, physical therapist assisting, nursing,
49 dentistry, dental hygiene, dental assisting, optometry,
50 speech pathology, audiology, occupational therapy,

H-1133

1 occupational therapy assisting, orthotics, prosthetics,
2 pedorthics, respiratory care, pharmacy, cosmetology
3 arts and sciences, barbering, social work, dietetics,
4 marital and family therapy or mental health counseling,
5 substance and addictive disorder counseling or
6 substance and addictive disorder prevention services,
7 massage therapy, mortuary science, athletic training,
8 acupuncture, nursing home administration, hearing
9 aid dispensing, or sign language interpreting or
10 transliterating, or shall not practice as a physician
11 assistant, unless the person has obtained a license for
12 that purpose from the board for the profession.

13 Sec. 3. Section 147.13, subsection 16, Code 2013,
14 is amended to read as follows:

15 16. For marital and family therapy, ~~and~~ mental
16 health counseling, substance and addictive disorder
17 counseling, and substance and addictive disorder
18 prevention services, the board of behavioral science.

19 Sec. 4. Section 147.14, subsection 1, paragraph m,
20 Code 2013, is amended to read as follows:

21 m. For behavioral science, ~~three~~ two members
22 licensed to practice marital and family therapy, ~~all~~
23 both of whom shall be practicing marital and family
24 therapists; ~~three~~ two members licensed to practice
25 mental health counseling, one of whom shall be employed
26 in graduate teaching, training, or research in mental
27 health counseling and ~~two~~ one of whom shall be a
28 practicing mental health ~~counselors~~ counselor; two
29 members licensed to practice substance and addictive
30 disorder counseling or substance and addictive disorder
31 prevention services; and three members who are not
32 licensed to practice marital and family therapy, ~~or~~
33 mental health counseling, substance and addictive
34 disorder counseling, or substance and addictive
35 disorder prevention services and who shall represent
36 the general public.

37 Sec. 5. Section 147.74, Code 2013, is amended by
38 adding the following new subsection:

39 NEW SUBSECTION. 23A. A substance and addictive
40 disorder counselor licensed under chapter 154D may use
41 the words "licensed substance and addictive disorder
42 counselor" after the person's name or signify the
43 same by the use of the letters "L.S.A.D.C." after
44 the person's name. A master substance and addictive
45 disorder counselor licensed under chapter 154D may use
46 the words "licensed master substance and addictive
47 disorder counselor" after the person's name or signify
48 the same by the use of the letters "L.M.S.A.D.C."
49 after the person's name. An independent substance and
50 addictive disorder counselor licensed under chapter

1 154D may use the words "licensed independent substance
2 and addictive disorder counselor" after the person's
3 name or signify the same by the use of the letters
4 "L.I.S.A.D.C." after the person's name. A substance
5 and addictive disorder prevention professional
6 licensed under chapter 154D may use the words
7 "licensed substance and addictive disorder prevention
8 professional" after the person's name or signify the
9 same by the use of the letters "L.S.A.D.P.P." after the
10 person's name.

11 Sec. 6. Section 154D.1, subsection 4, Code 2013, is
12 amended to read as follows:

13 4. "Licensee" includes a licensed marital and
14 family therapist, ~~and~~ a licensed mental health
15 counselor, a licensed substance and addictive
16 disorder counselor, a licensed master substance and
17 addictive disorder counselor, a licensed independent
18 substance and addictive disorder counselor, and a
19 licensed substance and addictive disorder prevention
20 professional.

21 Sec. 7. Section 154D.1, Code 2013, is amended by
22 adding the following new subsections:

23 NEW SUBSECTION. 1A. "Licensed independent substance
24 and addictive disorder counselor" means a person
25 licensed to practice substance and addictive disorder
26 counseling as an independent substance and addictive
27 disorder counselor pursuant to this chapter. A
28 licensed independent substance and addictive disorder
29 counselor is qualified to practice independently in
30 private practice.

31 NEW SUBSECTION. 2A. "Licensed master substance and
32 addictive disorder counselor" means a person licensed to
33 practice substance and addictive disorder counseling
34 as a master substance and addictive disorder counselor
35 pursuant to this chapter. A licensed master substance
36 and addictive disorder counselor may practice in a
37 program licensed or excepted from licensure pursuant
38 to chapter 125.

39 NEW SUBSECTION. 3A. "Licensed substance and
40 addictive disorder counselor" means a person licensed to
41 practice substance and addictive disorder counseling
42 pursuant to this chapter. A licensed substance and
43 addictive disorder counselor may practice in a program
44 licensed or excepted from licensure pursuant to
45 chapter 125, under the clinical oversight of a licensed
46 master substance and addictive disorder counselor or a
47 licensed independent substance and addictive disorder
48 counselor.

49 NEW SUBSECTION. 3B. "Licensed substance and
50 addictive disorder prevention professional" means a

1 person licensed to provide substance and addictive
2 disorder prevention services pursuant to this chapter.
3 NEW SUBSECTION. 6A. "Substance and addictive
4 disorder counseling" means counseling of persons with
5 substance and addictive disorders which consists of
6 the application of general counseling theories and
7 treatment methods adopted with the express purpose of
8 treating alcohol, drug, and gambling problems.

9 NEW SUBSECTION. 6B. "Substance and addictive
10 disorder prevention services" means services that
11 implement strategies and activities that have been
12 shown to increase protective factors, prevent high-risk
13 behaviors, and effectively reduce rates of substance
14 and addictive disorders.

15 Sec. 8. NEW SECTION. 154D.2A Licensure ----
16 substance and addictive disorder counseling and
17 prevention services.

18 1. An applicant for a license to practice as a
19 substance and addictive disorder counselor shall
20 be granted a license by the board if the applicant
21 satisfies all of the following requirements:

22 a. Possesses a bachelor's degree in substance
23 and addictive disorders or a mental health
24 counseling-related area from an accredited educational
25 institution or from a program approved by the board.

26 b. Possesses the required years of supervised
27 clinical experience or its equivalent as approved by
28 the board.

29 c. Passes an examination approved by the board.

30 2. An applicant for a license to practice as a
31 master substance and addictive disorder counselor shall
32 be granted a license by the board if the applicant
33 satisfies all of the following requirements:

34 a. Possesses a master's degree in substance
35 and addictive disorders or a mental health
36 counseling-related area from an accredited educational
37 institution or from a program approved by the board.

38 b. Possesses the required years of supervised
39 clinical experience or its equivalent as approved by
40 the board.

41 c. Passes an examination approved by the board.

42 3. An applicant for a license to practice as an
43 independent substance and addictive disorder counselor
44 shall be granted a license by the board if the
45 applicant satisfies all of the following requirements:

46 a. Possesses a master's degree in substance
47 and addictive disorders or a mental health
48 counseling-related area from an accredited educational
49 institution or from a program approved by the board.

50 b. Possesses the required years of supervised

1 clinical experience or its equivalent as approved by
2 the board.

3 c. Has at least one year of experience in the
4 treatment of and service delivery for substance and
5 addictive disorders.

6 d. Passes an examination approved by the board.

7 4. An applicant for a license to provide substance
8 and addictive disorder prevention services shall
9 be granted a license by the board if the applicant
10 satisfies all of the following requirements:

11 a. Possesses a bachelor's degree in a substance and
12 addictive disorders prevention-related area from an
13 accredited educational institution or from a program
14 approved by the board.

15 b. Possesses the required years of supervised
16 clinical experience or its equivalent as approved by
17 the board.

18 c. Passes an examination approved by the board.

19 Sec. 9. NEW SECTION. 154D.2B Scope of work ----
20 substance and addictive disorder counseling.

21 1. a. The scope of work for a person licensed as
22 a substance and addictive disorder counselor includes
23 all of the following and applies to co-occurring mental
24 health problems that are within the limits of the
25 person's training and experience:

26 (1) Clinical evaluation, including formulation
27 of a diagnosis of a substance and addictive disorder,
28 with review by an independent substance and addictive
29 disorder counselor, a master substance and addictive
30 disorder counselor, or a mental health professional
31 as defined in section 228.1; screening, brief
32 intervention, and referral to treatment.

33 (2) Treatment planning.

34 (3) Referral.

35 (4) Service coordination and case management.

36 (5) Counseling, therapy, and education with
37 individuals, families, and groups.

38 (6) Substance and addictive disorder services
39 including client, family, and community education.

40 (7) Documentation.

41 (8) Professional and ethical responsibilities.

42 (9) Supervision of licensed substance and addictive
43 disorder prevention professionals.

44 b. A person licensed as a substance and addictive
45 disorder counselor may practice at a facility, in a
46 primary care setting, or under the clinical supervision
47 of an independent substance and addictive disorder
48 counselor or a master substance and addictive disorder
49 counselor.

50 2. a. The scope of work for a person licensed as

1 a master substance and addictive disorder counselor
2 includes all of the following and applies to
3 co-occurring mental health problems that are within the
4 limits of the person's training and experience:

5 (1) Clinical evaluation, including the diagnosis
6 of substance and addictive disorders, screening, and
7 assessment.

8 (2) Treatment planning.

9 (3) Referral.

10 (4) Service coordination and case management.

11 (5) Counseling, therapy, and education with
12 individuals, families, and groups.

13 (6) Substance and addictive disorder services
14 including client, family, and community education.

15 (7) Documentation.

16 (8) Professional and ethical responsibilities.

17 (9) Supervision of licensed substance and addictive
18 disorder counselors and licensed substance and
19 addictive disorder prevention professionals.

20 b. A person licensed as a master substance and
21 addictive disorder counselor may practice at a
22 facility, in a primary care setting, or under the
23 clinical supervision of an independent substance and
24 addictive disorder counselor.

25 3. a. The scope of work for a person licensed
26 as an independent substance and addictive disorder
27 counselor includes all of the following and applies to
28 co-occurring mental health problems that are within the
29 limits of the person's training and experience:

30 (1) Clinical evaluation, including the diagnosis
31 of substance and addictive disorders, screening, and
32 assessment.

33 (2) Treatment planning.

34 (3) Referral.

35 (4) Service coordination and case management.

36 (5) Counseling, therapy, and education with
37 individuals, families, and groups.

38 (6) Substance and addictive disorder services
39 including client, family, and community education.

40 (7) Documentation.

41 (8) Professional and ethical responsibilities.

42 (9) Supervision of licensed substance and addictive
43 disorder counselors, licensed master substance and
44 addictive disorder counselors, and licensed substance
45 and addictive disorder prevention professionals.

46 b. A person licensed as an independent substance
47 and addictive disorder counselor may practice at
48 a facility, in a primary care setting, or as an
49 independent private practitioner.

50 Sec. 10. Section 154D.3, subsection 1, paragraph b,

1 Code 2013, is amended to read as follows:

2 b. (1) Standards for professional conduct of
3 persons licensed under this chapter.

4 (2) Standards for professional conduct for
5 persons practicing substance and addictive disorder
6 counseling or providing substance and addictive
7 disorder prevention services shall address the
8 following: informed consent, supervision, privacy and
9 confidentiality, record keeping, access to records,
10 billing and fees, conflicts of interest, physical
11 contact, termination of service, misrepresentation,
12 disclosure, impairment, research, and other areas as
13 determined by the board.

14 Sec. 11. Section 154D.3, subsection 1, Code 2013,
15 is amended by adding the following new paragraphs:

16 NEW PARAGRAPH. f. Requirements for a notification
17 provided by a licensed substance and addictive disorder
18 counselor, licensed master substance and addictive
19 disorder counselor, licensed independent substance and
20 addictive disorder counselor, or a licensed substance
21 and addictive disorder prevention professional to
22 the board regarding professional disciplinary action
23 taken against the person in any state. Professional
24 disciplinary action in any state may be grounds for
25 termination of a license to practice substance and
26 addictive disorder counseling or provide substance
27 and addictive disorder prevention services under this
28 chapter.

29 NEW PARAGRAPH. g. Requirements for listing
30 professional degrees related to substance and addictive
31 disorder counseling or substance and addictive disorder
32 prevention services.

33 NEW PARAGRAPH. h. Requirements for the accepted
34 standards of professional competence for a license to
35 practice substance and addictive disorder counseling or
36 substance and addictive disorder prevention services.

37 NEW PARAGRAPH. i. Requirements for allowing
38 reciprocity for persons licensed in other jurisdictions
39 to become licensed to practice as substance and
40 addictive disorder counselors or substance and
41 addictive disorder prevention professionals if the
42 qualifications for licensure in the other jurisdiction
43 are equivalent.

44 Sec. 12. Section 154D.4, subsection 1, Code 2013,
45 is amended to read as follows:

46 1. This chapter and chapter 147 do not prevent
47 qualified members of other professions, including
48 but not limited to nurses, psychologists, social
49 workers, physicians, physician assistants, attorneys
50 at law, or members of the clergy, from providing or

1 advertising that they provide services of a marital
2 and family therapy, ~~or~~ mental health counseling,
3 substance and addictive disorder counseling, or
4 substance and addictive disorder prevention services
5 nature consistent with the accepted standards of their
6 respective professions, but these persons shall not use
7 a title or description denoting that they are licensed
8 marital and family therapists, ~~or~~ licensed mental
9 health counselors, licensed substance and addictive
10 disorder counselors, licensed master substance and
11 addictive disorder counselors, licensed independent
12 substance and addictive disorder counselors, or
13 licensed substance and addictive disorder prevention
14 professionals.

15 Sec. 13. Section 154D.4, subsection 2, paragraphs a
16 and b, Code 2013, are amended to read as follows:

17 a. Students whose activities are conducted within
18 a course of professional education in marital and
19 family therapy, ~~or~~ mental health counseling, substance
20 and addictive disorder counseling, or substance and
21 addictive disorder prevention services.

22 b. A person who practices marital and family
23 therapy, ~~or~~ mental health counseling, substance
24 and addictive disorder counseling, or substance and
25 addictive disorder prevention services under the
26 supervision of a person licensed under this chapter as
27 part of a clinical experience as described in section
28 154D.2, subsection 2, or section 154D.2A.

29 Sec. 14. Section 154D.5, Code 2013, is amended to
30 read as follows:

31 154D.5 Sexual conduct with client.

32 The license of a marital and family therapist, ~~or~~
33 a mental health counselor, a substance and addictive
34 disorder counselor, a master substance and addictive
35 disorder counselor, an independent substance and
36 addictive disorder counselor, or a substance and
37 addictive disorder prevention professional shall be
38 revoked if the board finds that the licensee engaged in
39 sexual activity with a client as determined by board
40 rule. The revocation shall be in addition to any other
41 penalties provided by law.

42 Sec. 15. NEW SECTION. 154D.8 Temporary license ----
43 substance and addictive disorder counseling ---- substance
44 and addictive disorder prevention services ---- fees.

45 A person who has fulfilled all of the applicable
46 requirements for licensure under section 154D.2A except
47 for completion of the supervised clinical experience
48 requirement as determined by the board, may apply to
49 the board for a temporary license. A temporary license
50 shall be designated as such and shall authorize the

1 licensee to practice substance and addictive disorder
2 counseling or to provide substance and addictive
3 disorder prevention services under the supervision of
4 a qualified supervisor as determined by the board.
5 The license shall be valid for three years and may be
6 renewed at the discretion of the board. The fee for a
7 temporary license shall be set by the board to cover
8 the administrative cost of issuing the license and, if
9 renewed, a renewal fee as set by the board shall be
10 required.

11 Sec. 16. Section 232.69, subsection 1, paragraph
12 b, subparagraph (6), Code 2013, is amended to read as
13 follows:

14 (6) ~~An~~ A person licensed to practice substance and
15 addictive disorder counseling or prevention services or
16 an employee or operator of a substance abuse program or
17 facility licensed under chapter 125.

18 Sec. 17. Section 235B.3, subsection 2, Code 2013,
19 is amended by adding the following new paragraph:

20 NEW PARAGRAPH. i. A person licensed to practice
21 substance and addictive disorder counseling or
22 prevention services.

23 Sec. 18. TRANSITION PROVISIONS.

24 1. Notwithstanding sections 147.14 and 147.16,
25 the governor may initially appoint to the board
26 of behavioral science pursuant to section 147.14,
27 subsection 1, paragraph "m", as amended by this Act,
28 subject to confirmation by the senate, in lieu of the
29 members licensed to practice substance and addictive
30 disorder counseling and substance and addictive
31 disorder prevention services, members with experience
32 and expertise that is substantially equivalent to the
33 professional requirements for a license to practice
34 substance and addictive disorder counseling or
35 substance and addictive disorder prevention services.

36 2. a. A substance and addictive disorder counselor
37 practicing substance and addictive disorder counseling
38 or a substance and addictive disorder prevention
39 professional providing substance and addictive disorder
40 prevention services on or before January 1, 2015, may
41 continue practicing substance and addictive disorder
42 counseling or providing substance and addictive
43 disorder prevention services, as applicable, while
44 completing licensure as required under this Act.

45 b. A person practicing substance and addictive
46 disorder counseling or providing substance and
47 addictive disorder prevention services on or before
48 January 1, 2015, that possesses credentials acceptable
49 to the board of behavioral science but does not meet
50 the requirements for licensure in section 154D.2A, as

1 enacted in this Act, shall be eligible for licensure
2 as a substance and addictive disorder counselor
3 or substance and addictive disorder prevention
4 professional as determined by the board. Those
5 persons receiving licenses pursuant to this paragraph
6 shall remain eligible for renewal of the license
7 notwithstanding the requirements of section 154D.2A,
8 as enacted in this Act, unless the board otherwise
9 determines the person is not eligible for renewal of
10 the license.

11 c. The board of behavioral science shall adopt
12 rules to provide a transition process that allows
13 the substance and addictive disorder counselors
14 and substance and addictive disorder prevention
15 professionals described in this subsection to complete
16 the requirements for licensure and obtain a license or
17 to obtain a license notwithstanding section 154D.2A as
18 enacted in this Act based on the person's credentials,
19 no later than June 30, 2016.

20 Sec. 19. IMPLEMENTATION.

21 1. The sections of this Act relating to
22 requirements for licensure of substance and addictive
23 disorder counselors, master substance and addictive
24 disorder counselors, independent substance and
25 addictive disorder counselors, and substance and
26 addictive disorder prevention professionals, including
27 sections 154D.2A, 154D.2B, and 154D.8, as enacted in
28 this Act; and sections 147.1, 147.2, 147.13, 147.74,
29 154D.1, 154D.3, 154D.4, and 154D.5, as amended in this
30 Act, shall be implemented so the requirements are
31 applicable beginning no later than January 1, 2015.

32 2. The implementation of licensure for substance
33 and addictive disorder counselors, master substance and
34 addictive disorder counselors, independent substance
35 and addictive disorder counselors, and substance and
36 addictive disorder prevention professionals is subject
37 to the approval of a one-time state appropriation to
38 cover the initial administrative costs.

39 Sec. 20. EFFECTIVE UPON ENACTMENT. This Act, being
40 deemed of immediate importance, takes effect upon
41 enactment.>

42 2. Title page, by striking lines 2 and 3 and
43 inserting <substance and addictive disorder counseling
44 or providing substance and addictive disorder
45 prevention services, making penalties>

46 3. Title page, line 4, after <including> by
47 inserting <transition, implementation, and>

By M. SMITH of Marshall

HOUSE FILE 593

H-1124

- 1 Amend House File 593 as follows:
2 1. Page 4, line 28, after <programs> by inserting
3 <or practices>
4 2. Page 5, after line 2 by inserting:
5 <c. Provide investigation training to individuals
6 responsible for conducting investigations of reported
7 incidents of harassment or bullying.>

By MASCHER of Johnson

H-1124 FILED MARCH 18, 2013

HOUSE FILE 603

H-1128

- 1 Amend House File 603 as follows:
2 1. Page 8, after line 24 by inserting:
3 <b. For costs associated with attending the united
4 council on welfare fraud annual meeting:
5 \$ 25,000>
6 2. Page 8, line 25, by striking <b.> and inserting
7 <c.>
8 3. By renumbering as necessary.

By WATTS of Dallas

H-1128 FILED MARCH 18, 2013

HOUSE FILE 603

H-1132

- 1 Amend House File 603 as follows:
2 1. Page 7, line 3, after <purposes> by inserting
3 <, and for not more than the following full-time
4 equivalent positions>
5 2. Page 25, line 23, after <purposes> by inserting
6 <, and for not more than the following full-time
7 equivalent positions>

By WATTS of Dallas

H-1132 FILED MARCH 18, 2013

HOUSE FILE 603

H-1170

1 Amend House File 603 as follows:

2 1. Page 3, by striking lines 28 and 29 and
3 inserting:

4 <.....	\$	<590,335
5	FTEs	6.00>

6 2. Page 22, by striking lines 13 and 14 and
7 inserting:

8 <.....	\$	501,785
9	FTEs	6.00>

By RIDING of Polk

H-1170 FILED MARCH 18, 2013

HOUSE FILE 603

H-1172

1 Amend House File 603 as follows:

2 1. Page 1, by striking lines 23 and 24 and
3 inserting:

4 <.....	\$	405,914
5	FTEs	5.00>

6 2. Page 7, after line 1 by inserting:

7 <1. GENERAL OFFICE>>

8 3. Page 7, after line 5 by inserting:

9 <2. TERRACE HILL QUARTERS

10 For salaries, support, maintenance, and
11 miscellaneous purposes for the governor's quarters
12 at Terrace Hill, and for not more than the following
13 full-time equivalent positions:

14	\$	93,111
15	FTEs	2.00>

16 4. Page 20, by striking lines 8 and 9 and
17 inserting:

18 <.....	\$	345,027
19	FTEs	5.00>

20 5. Page 25, after line 21 by inserting:

21 <1. GENERAL OFFICE>>

22 6. Page 25, after line 25 by inserting:

23 <2. TERRACE HILL QUARTERS

24 For salaries, support, maintenance, and
25 miscellaneous purposes for the governor's quarters
26 at Terrace Hill, and for not more than the following
27 full-time equivalent positions:

28	\$	79,144
29	FTEs	2.00>

30 7. By renumbering as necessary.

By HUNTER of Polk

H-1172 FILED MARCH 18, 2013

HOUSE FILE 603

H-1173

1 Amend House File 603 as follows:

2 1. Page 14, after line 16 by inserting:

3 <As a condition of receiving the appropriation in
4 this subsection, the secretary of state is prohibited
5 from using and reimbursing the costs associated with an
6 agent of the division of criminal investigation of the
7 department of public safety conducting certain voter
8 investigations.>

9 2. Page 32, after line 32 by inserting:

10 <As a condition of receiving the appropriation in
11 this subsection, the secretary of state is prohibited
12 from using and reimbursing the costs associated with an
13 agent of the division of criminal investigation of the
14 department of public safety conducting certain voter
15 investigations.>

By HUNTER of Polk

H-1173 FILED MARCH 18, 2013

HOUSE FILE 603

H-1174

1 Amend House File 603 as follows:

2 1. Page 13, by striking lines 10 and 11 and
3 inserting:

4 <.....	\$	450,000
5	FTEs	3.00>

6 2. Page 31, by striking lines 26 and 27 and
7 inserting:

8 <.....	\$	382,500
9	FTEs	3.00>

By STAED of Linn

H-1174 FILED MARCH 18, 2013

HOUSE FILE 603

H-1175

1 Amend House File 603 as follows:

2 1. By striking page 19, line 21, through page 37,
3 line 35.

4 2. By renumbering, redesignating, and correcting
5 internal references as necessary.

By HUNTER of Polk

H-1175 FILED MARCH 18, 2013

HOUSE FILE 604

H-1134

1 Amend House File 604 as follows:
2 1. Page 3, line 13, by striking <AND
3 VOCATIONAL-TECHNICAL TUITION>
4 2. Page 11, lines 31 and 32, by striking <graduate
5 studies center> and inserting <regents resource center
6 in Council Bluffs>
7 3. Page 11, by striking lines 34 and 35 and
8 inserting:
9 <c. For moneys to be allocated to the northwest
10 Iowa regents resource center in Sioux City>
11 4. Page 17, after line 30 by inserting:
12 <Sec. _____. Section 262.9, subsection 22, Code 2013,
13 is amended to read as follows:
14 22. Assist a nonprofit organization located in
15 Sioux City in the creation of a ~~tristate graduate~~
16 northwest Iowa regents resource center, comparable
17 to the ~~quad cities graduate southwest Iowa regents~~
18 resource center, located in the ~~quad cities in Iowa~~
19 Council Bluffs. The purpose of the Sioux City ~~graduate~~
20 regents resource center shall be to create ~~graduate~~
21 postsecondary education opportunities for students
22 living in northwest Iowa.>
23 5. Page 29, line 30, after <the> by inserting
24 <southwest Iowa>
25 6. Page 29, line 33, after <the> by inserting
26 <northwest Iowa>
27 7. By renumbering as necessary.

By DOLECHECK of Ringgold

H-1134 FILED MARCH 18, 2013

HOUSE FILE 604

H-1135

1 Amend House File 604 as follows:
2 1. Page 17, after line 30 by inserting:
3 <Sec. _____. Section 261.113, subsection 5, paragraph
4 a, Code 2013, is amended to read as follows:
5 a. The amount of loan repayment an eligible student
6 who enters into an agreement pursuant to subsection
7 3 shall receive ~~upon fulfilling the requirements~~
8 ~~of subsection 3~~ if in compliance with obligations
9 under the agreement shall ~~be not more than exceed~~
10 fifty thousand dollars annually for an eligible loan.
11 Payments under this section are limited to may be made
12 for each year of eligible practice during a four-year
13 consecutive five-year period and shall not exceed a
14 total of two hundred thousand dollars.>
15 2. By renumbering as necessary.

By DOLECHECK of Ringgold

H-1135 FILED MARCH 18, 2013

HOUSE FILE 604

H-1154

1 Amend House File 604 as follows:

2 1. Page 9, line 35, by striking <540,000> and
3 inserting <800,000>

4 2. Page 28, line 15, by striking <459,000> and
5 inserting <800,000>

By MURPHY of Dubuque

H-1154 FILED MARCH 18, 2013

HOUSE FILE 604

H-1155

1 Amend House File 604 as follows:

2 1. Page 4, line 26, by striking <5,113,168> and
3 inserting <5,610,086>

4 2. Page 23, line 6, by striking <4,346,193> and
5 inserting <4,843,111>

By WINCKLER of Scott

H-1155 FILED MARCH 18, 2013

HOUSE FILE 604

H-1156

1 Amend House File 604 as follows:

2 1. Page 17, after line 30 by inserting:

3 <Sec. _____. Section 261.9, Code 2013, is amended by
4 adding the following new subsection:

5 NEW SUBSECTION. 2A. "Eligible institution" means
6 an accredited private institution, an institution of
7 higher learning governed by the state board of regents,
8 or a community college established pursuant to chapter
9 260C.

10 Sec. _____. Section 261.9, subsections 3 through 5,
11 Code 2013, are amended to read as follows:

12 3. "Financial need" means the difference between
13 the student's financial resources available,
14 including those available from the student's parents
15 as determined by a completed parents' confidential
16 statement, and the student's anticipated expenses while
17 attending the ~~accredited private~~ eligible institution.
18 Financial need shall be redetermined at least annually.

19 4. "Full-time resident student" means an individual
20 resident of Iowa who is enrolled at an ~~accredited~~
21 ~~private~~ eligible institution in a course of study
22 including at least twelve semester hours or the
23 ~~semester~~ equivalent of twelve semester hours. "Course
24 of study" does not include correspondence courses.

25 5. "Part-time resident student" means an
26 individual resident of Iowa who is enrolled at an
27 ~~accredited private~~ eligible institution in a course
28 of study including at least three semester hours
29 or the ~~semester or quarter~~ equivalent of three
30 semester hours. "Course of study" does not include
31 correspondence courses.

32 Sec. _____. Section 261.10, Code 2013, is amended to
33 read as follows:

34 261.10 Who qualified.

35 A tuition grant may be awarded to a resident of Iowa
36 who is admitted and in attendance as a full-time or
37 part-time resident student at an ~~accredited private~~
38 eligible institution and who establishes financial
39 need.

40 Sec. _____. Section 261.13, Code 2013, is amended to
41 read as follows:

42 261.13 Annual grant.

43 A tuition grant may be made annually for the
44 fall, spring, and summer semesters or the ~~semester~~
45 equivalent. Payments under the grant shall be
46 allocated equally among the semesters or ~~semesters~~ the
47 equivalent and shall be paid at the beginning of each
48 semester or ~~semester~~ the equivalent upon certification
49 by the ~~accredited private~~ eligible institution that the
50 student is admitted and in attendance. If the student

H-1156

1 discontinues attendance before the end of any semester
2 or ~~semester~~ the equivalent after receiving payment
3 under the grant, the entire amount of any refund due
4 that student, up to the amount of any payments made
5 under the annual grant, shall be paid by the ~~accredited~~
6 ~~private~~ eligible institution to the state.

7 Sec. _____. Section 261.15, subsection 4, Code 2013,
8 is amended to read as follows:

9 4. Make an annual report to the governor and
10 general assembly, and evaluate the tuition grant
11 program for the period. The commission may require the
12 ~~accredited private~~ eligible institution to promptly
13 furnish any information which the commission may
14 request in connection with the tuition grant program.

15 Sec. _____. Section 261.25, subsections 2 and 5, Code
16 2013, are amended to read as follows:

17 2. There is appropriated from the general fund
18 of the state to the commission for each fiscal year
19 the sum of two million dollars for tuition grants
20 for students attending for-profit accredited private
21 institutions located in Iowa. A for-profit institution
22 which, effective March 9, 2005, or effective January
23 8, 2010, purchased an accredited private institution
24 that was exempt from taxation under section 501(c)
25 of the Internal Revenue Code, ~~shall be an eligible~~
26 is a for-profit accredited private institution under
27 the tuition grant program. For purposes of the
28 tuition grant program, "for-profit accredited private
29 institution" means an accredited private institution
30 which is not exempt from taxation under section
31 501(c)(3) of the Internal Revenue Code but which
32 otherwise meets the requirements of section 261.9,
33 subsection 1, paragraph "b", and whose students were
34 eligible to receive tuition grants in the fiscal year
35 beginning July 1, 2003.

36 5. In the case of a qualified student who was
37 enrolled in an accredited private institution that
38 was exempt from taxation under section 501(c) of the
39 Internal Revenue Code and that was purchased by a
40 for-profit institution effective January 8, 2010,
41 and such qualified student continues to be enrolled
42 in the ~~eligible~~ institution in succeeding years, the
43 student shall continue to be eligible to receive funds
44 under subsection 1 without a change in the student's
45 qualification status.>

46 2. By renumbering as necessary.

By WESSEL-KROESCHELL of Story

HOUSE FILE 604

H-1158

1 Amend House File 604 as follows:
2 1. Page 17, after line 16 by inserting:
3 <Sec. _____. FEDERAL BUDGET CONTROL ACT OF 2011
4 REDUCTIONS -- APPROPRIATION. There is appropriated
5 from the general fund of the state to departments and
6 boards receiving appropriations in this division of
7 this Act, for the fiscal year beginning July 1, 2012,
8 and ending June 30, 2013, an amount sufficient to
9 restore federal funding reductions made pursuant to the
10 federal Budget Control Act of 2011, to be used for the
11 purposes for which the federal funds were designated.
12 Notwithstanding section 8.33, moneys appropriated in
13 this section that remain unencumbered or unobligated
14 at the close of the fiscal year shall not revert but
15 shall remain available for expenditure for the purposes
16 designated until the close of the succeeding fiscal
17 year.>
18 2. Page 19, after line 12 by inserting:
19 <Sec. _____. EFFECTIVE UPON ENACTMENT. The following
20 provision or provisions of this division of this Act,
21 being deemed of immediate importance, take effect upon
22 enactment:
23 1. The section of this Act relating to the federal
24 Budget Control Act of 2011 reductions.>
25 3. Title page, line 5, after <matters> by inserting
26 <and for effective dates>
27 4. By renumbering as necessary.

By WINCKLER of Scott

H-1158 FILED MARCH 18, 2013

HOUSE FILE 604

H-1159

1 Amend House File 604 as follows:
2 1. Page 15, line 11, by striking <17,936,722> and
3 inserting <18,186,722>
4 2. Page 15, after line 12 by inserting:
5 <From the moneys appropriated in this lettered
6 paragraph, \$250,000 shall be expended for educational
7 meetings, presentations, and outreach to support
8 implementation of the Iowa nutrient reduction
9 strategy.>

By ISENHART of Dubuque

H-1159 FILED MARCH 18, 2013

HOUSE FILE 604

H-1160

1 Amend House File 604 as follows:
2 1. Page 3, line 23, by striking <46,513,448> and
3 inserting <47,513,448>
4 2. Page 21, line 35, by striking <39,536,431> and
5 inserting <40,536,431>

By OURTH of Warren

H-1160 FILED MARCH 18, 2013

HOUSE FILE 604

H-1161

1 Amend House File 604 as follows:
2 1. Page 16, line 30, by striking <8,853,563> and
3 inserting <9,119,170>
4 2. Page 17, line 1, by striking <3,691,310> and
5 inserting <3,802,049>
6 3. Page 34, line 28, by striking <7,525,529> and
7 inserting <7,791,136>
8 4. Page 34, line 34, by striking <3,137,614> and
9 inserting <3,248,353>

By STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1161 FILED MARCH 18, 2013

HOUSE FILE 604

H-1162

1 Amend House File 604 as follows:
2 1. Page 10, after line 16 by inserting:
3 <____. SUCCESSFUL PROGRESSION FOR EARLY READERS
4 For school districts to provide intensive
5 instructional services, curricula, initiatives,
6 programs, and supports in accordance with section
7 279.68, subsection 2:
8 \$ 12,000,000>
9 2. Page 28, after line 31 by inserting:
10 <____. SUCCESSFUL PROGRESSION FOR EARLY READERS
11 For school districts to provide intensive
12 instructional services, curricula, initiatives,
13 programs, and supports in accordance with section
14 279.68, subsection 2:
15 \$ 12,000,000>
16 3. By renumbering as necessary.

By STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1162 FILED MARCH 18, 2013

HOUSE FILE 604

H-1163

1 Amend House File 604 as follows:

- 2 1. Page 15, line 3, by striking <28,111,877> and
3 inserting <28,842,786>
4 2. Page 15, line 11, by striking <17,936,722> and
5 inserting <18,403,077>
6 3. Page 15, line 17, by striking <397,417> and
7 inserting <407,750>
8 4. Page 15, line 22, by striking <172,844> and
9 inserting <177,338>
10 5. Page 33, line 1, by striking <23,895,095> and
11 inserting <24,626,004>
12 6. Page 33, line 9, by striking <15,246,214> and
13 inserting <15,712,569>
14 7. Page 33, line 15, by striking <337,804> and
15 inserting <348,137>
16 8. Page 33, line 20, by striking <146,917> and
17 inserting <151,411>

By HEDDENS of Story WESSEL-KROESCHELL of Story
STUTSMAN of Johnson MUHLBAUER of Crawford

H-1163 FILED MARCH 18, 2013

HOUSE FILE 604

H-1164

1 Amend House File 604 as follows:

- 2 1. Page 14, after line 26 by inserting:
3 <____. For the injury prevention research center at
4 the college of public health to conduct or contract for
5 research on the incidence, prevalence, and causes of
6 weapons violence in the state:
7 \$ 150,000
8 The injury prevention research center at the
9 college of public health shall submit its findings and
10 recommendations relating to policies and strategies to
11 reduce weapons violence in the state in a report to
12 the state board of regents and the general assembly by
13 January 12, 2015.>
14 2. By renumbering as necessary.

By ISENHART of Dubuque

H-1164 FILED MARCH 18, 2013

HOUSE FILE 604

H-1165

1 Amend House File 604 as follows:

- 2 1. Page 9, line 23, by striking <1,000,000> and
3 inserting <2,000,000>
4 2. Page 28, line 3, by striking <850,000> and
5 inserting <1,850,000>

By WOOD of Scott STECKMAN of Cerro Gordo
WINCKLER of Scott HANSON of Jefferson

H-1165 FILED MARCH 18, 2013

HOUSE FILE 604

H-1166

1 Amend House File 604 as follows:

2 1. Page 5, line 17, by striking <2,715,063> and
3 inserting <2,815,063>

4 2. Page 5, line 21, by striking <2,174,228> and
5 inserting <2,674,228>

6 3. Page 23, line 32, by striking <2,307,804> and
7 inserting <2,407,804>

8 4. Page 24, line 1, by striking <1,848,094> and
9 inserting <2,348,094>

By STECKMAN of Cerro Gordo
WINCKLER of Scott

H-1166 FILED MARCH 18, 2013

HOUSE FILE 604

H-1167

1 Amend House File 604 as follows:

2 1. Page 14, after line 26 by inserting:

3 <n. Improving student retention and graduation
4 rates and enhancing opportunities

5 For purposes of improving student retention and
6 graduation rates, and enhancing distance learning
7 opportunities and science, technology, engineering, and
8 mathematics education opportunities for students:

9 \$ 5,600,000>

10 2. Page 32, after line 24 by inserting:

11 <n. Improving student retention and graduation
12 rates and enhancing opportunities

13 For purposes of improving student retention and
14 graduation rates, and enhancing distance learning
15 opportunities and science, technology, engineering, and
16 mathematics education opportunities for students:

17 \$ 5,600,000>>

18 3. By renumbering as necessary.

By WINCKLER of Scott

MASCHER of Johnson

LENSING of Johnson

STUTSMAN of Johnson

JACOBY of Johnson

H-1167 FILED MARCH 18, 2013

HOUSE FILE 604

H-1168

1 Amend House File 604 as follows:

2 1. Page 3, after line 12 by inserting:

3 <____. REGENTS NEED-BASED STUDENT FINANCIAL AID
4 PROGRAM

5 For purposes of implementing and providing financial
6 assistance under a student financial aid program for
7 Iowa undergraduate students who demonstrate financial
8 need and who attend an institution of higher learning
9 governed by the state board of regents:

10 \$ 10,000,000

11 In adopting rules for the administration of the
12 regents need-based tuition aid program, the commission
13 shall collaborate with the state board of regents. The
14 commission, in collaboration with the state board of
15 regents, shall submit by January 15, 2014, a report
16 to the general assembly which provides the number of
17 individuals who received assistance under the regents
18 need-based student financial aid program for the fiscal
19 year beginning July 1, 2013, the amount of assistance
20 provided to those individuals, and the institutions
21 from which the individuals graduated. The report shall
22 include the commission's findings and recommendations
23 and any proposed statutory provisions necessary for
24 implementation of the program.>

25 2. Page 21, after line 24 by inserting:

26 <____. REGENTS NEED-BASED STUDENT FINANCIAL AID
27 PROGRAM

28 For purposes of implementing and providing financial
29 assistance under a student financial aid program for
30 Iowa undergraduate students who demonstrate financial
31 need and who attend an institution of higher learning
32 governed by the state board of regents:

33 \$ 10,000,000>

34 3. By renumbering as necessary.

By HANSON of Jefferson	WESSEL-KROESCHELL of Story
STUTSMAN of Johnson	WOOD of Scott
MASCHER of Johnson	BERRY of Black Hawk
HEDDENS of Story	STECKMAN of Cerro Gordo
JACOBY of Johnson	KAJTAZOVIC of Black Hawk
LENSING of Johnson	KRESSIG of Black Hawk
WINCKLER of Scott	

H-1168 FILED MARCH 18, 2013

HOUSE FILE 604

H-1169

1 Amend House File 604 as follows:

2 1. Page 1, line 12, by striking <1,891,815> and
3 inserting <2,241,815>

4 2. Page 19, line 24, by striking <1,608,043> and
5 inserting <1,958,043>

By LUNDBY of Linn

ABDUL-SAMAD of Polk

ANDERSON of Polk

BEARINGER of Fayette

BERRY of Black Hawk

COHOON of Des Moines

DAWSON of Woodbury

DUNKEL of Dubuque

FORBES of Polk

GAINES of Polk

GASKILL of Wapello

HALL of Woodbury

HANSON of Jefferson

HEDDENS of Story

HUNTER of Polk

ISENHART of Dubuque

JACOBY of Johnson

KAJTAZOVIC of Black Hawk

KEARNS of Lee

KELLEY of Jasper

KRESSIG of Black Hawk

LENSING of Johnson

LYKAM of Scott

MASCHER of Johnson

H. MILLER of Webster

MUHLBAUER of Crawford

MURPHY of Dubuque

OLDSON of Polk

T. OLSON of Linn

OURTH of Warren

PRICHARD of Floyd

RIDING of Polk

RUFF of Clayton

RUNNING-MARQUARDT of Linn

M. SMITH of Marshall

STAED of Linn

STECKMAN of Cerro Gordo

STUTSMAN of Johnson

T. TAYLOR of Linn

THEDE of Scott

THOMAS of Clayton

WESSEL-KROESCHELL of Story

WINCKLER of Scott

WOLFE of Clinton

WOOD of Scott

H-1169 FILED MARCH 18, 2013

HOUSE FILE 604

H-1171

1 Amend House File 604 as follows:

2 1. Page 12, line 20, by striking <222,041,351> and
3 inserting <223,989,082>

4 2. Page 14, line 32, by striking <173,986,353> and
5 inserting <175,512,549>

6 3. Page 15, line 28, by striking <87,222,819> and
7 inserting <87,952,844>

8 4. Page 30, line 18, by striking <188,735,148> and
9 inserting <231,563,592>

10 5. Page 32, line 30, by striking <147,888,400> and
11 inserting <181,447,756>

12 6. Page 33, line 26, by striking <74,139,396> and
13 inserting <94,791,829>

By LUNDBY of Linn

H-1171 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1137

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury. The maximum balance of the trust fund shall
17 be established by statute but shall not be more than
18 one percent of the state's annual net general revenue.

19 2. Except for temporary cash flow purposes, moneys
20 in the taxpayers trust fund shall only be used in
21 accordance with appropriations or transfers made by the
22 general assembly to provide tax relief or support for
23 Iowans for any of the following purposes:

24 a. Personal income tax reduction.

25 b. Homeowner property tax reduction.

26 c. Sales tax reduction.

27 d. Addressing drought conditions.

28 3. The general assembly shall enact laws to
29 implement this section.

30 Sec. 2. The foregoing proposed amendment to the
31 Constitution of the State of Iowa is referred to the
32 general assembly to be chosen at the next general
33 election for members of the general assembly, and the
34 Secretary of State is directed to cause the amendment
35 to be published for three consecutive months previous
36 to the date of that election as provided by law.>

37 _____. Title page, by striking lines 1 through 5 and
38 inserting <A Joint Resolution proposing an amendment to
39 the Constitution of the State of Iowa relating to state
40 budgeting by creating a taxpayers trust fund.>>

By STECKMAN of Cerro Gordo

H-1137 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1138

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund.SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury to provide tax relief. The maximum balance
17 of the trust fund shall be established by statute but
18 shall not be more than one percent of the state's
19 annual net general revenue.

20 2. Except for temporary cash flow purposes, moneys
21 in the taxpayers trust fund shall only be used in
22 accordance with appropriations or transfers made by
23 the general assembly to provide tax relief and water
24 quality improvements by any of the following means:

25 a. Personal income tax reduction.

26 b. Homeowner property tax reduction.

27 c. Sales tax reduction.

28 d. Support for agricultural production nutrient
29 management measures.

30 3. The general assembly shall enact laws to
31 implement this section.

32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>

39 _____. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

By ISENHART of Dubuque

H-1138 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1139

1 Amend the amendment, H-1074, to House Joint
2 Resolution 2 as follows:

3 1. Page 1, by striking lines 1 through 36 and
4 inserting:

5 <Amend House Joint Resolution 2 as follows:

6 _____. By striking everything after the resolving
7 clause and inserting:

8 <Section 1. The following amendment to the
9 Constitution of the State of Iowa is proposed:

10 The Constitution of the State of Iowa is amended by
11 adding the following new section to new Article XIII:

12 ARTICLE XIII.

13 TAXPAYERS TRUST FUND

14 Taxpayers trust fund. SECTION 1.

15 1. A taxpayers trust fund is created within the
16 treasury. The maximum balance of the trust fund shall
17 be established by statute but shall not be more than
18 one percent of the state's annual net general revenue.

19 2. Except for temporary cash flow purposes, moneys
20 in the taxpayers trust fund shall only be used in
21 accordance with appropriations or transfers made by the
22 general assembly for purposes of providing tax relief
23 or enhancement of public safety through any of the
24 following means:

25 a. Personal income tax reduction.

26 b. Homeowner property tax reduction.

27 c. Sales tax reduction.

28 d. Addressing flood disaster prevention,
29 mitigation, and relief.

30 3. The general assembly shall enact laws to
31 implement this section.

32 Sec. 2. The foregoing proposed amendment to the
33 Constitution of the State of Iowa is referred to the
34 general assembly to be chosen at the next general
35 election for members of the general assembly, and the
36 Secretary of State is directed to cause the amendment
37 to be published for three consecutive months previous
38 to the date of that election as provided by law.>

39 _____. Title page, by striking lines 1 through 5 and
40 inserting <A Joint Resolution proposing an amendment to
41 the Constitution of the State of Iowa relating to state
42 budgeting by creating a taxpayers trust fund.>>

By ISENHART of Dubuque

H-1139 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1140

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by
19 the general assembly for purposes of providing tax
20 relief and supporting economic growth through any of
21 the following means:

22 a. Personal income tax reduction.

23 b. Homeowner property tax reduction.

24 c. Sales tax reduction.

25 d. Expansion of health care coverage of Iowans
26 under the federal-state medical assistance program, as
27 authorized under section 1902(a)(10)(A)(i)(VIII) of the
28 federal Social Security Act.

29 3. The general assembly shall enact laws to
30 implement this section.

31 Sec. 2. The foregoing proposed amendment to the
32 Constitution of the State of Iowa is referred to the
33 general assembly to be chosen at the next general
34 election for members of the general assembly, and the
35 Secretary of State is directed to cause the amendment
36 to be published for three consecutive months previous
37 to the date of that election as provided by law.>

38 2. Title page, by striking lines 1 through 5 and
39 inserting <A Joint Resolution proposing an amendment to
40 the Constitution of the State of Iowa relating to state
41 budgeting by creating a taxpayers trust fund.>

By MURPHY of Dubuque

H-1140 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1141

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 or economic growth by any of the following means:

21 a. Personal income tax reduction.

22 b. Homeowner property tax reduction.

23 c. Sales tax reduction.

24 d. Quality job creation.

25 3. The general assembly shall enact laws to
26 implement this section.

27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general
30 election for members of the general assembly, and the
31 Secretary of State is directed to cause the amendment
32 to be published for three consecutive months previous
33 to the date of that election as provided by law.>

34 2. Title page, by striking lines 1 through 5 and
35 inserting <A Joint Resolution proposing an amendment to
36 the Constitution of the State of Iowa relating to state
37 budgeting by creating a taxpayers trust fund.>

38 3. By renumbering as necessary.

By JACOBY of Johnson

H-1141 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1142

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.

15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly for purposes of providing tax relief
19 or support for Iowans through any of the following
20 means:

21 a. Personal income tax reduction.

22 b. Homeowner property tax reduction.

23 c. Sales tax reduction.

24 d. Improving access to high-quality schools.

25 3. The general assembly shall enact laws to
26 implement this section.

27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general
30 election for members of the general assembly, and the
31 Secretary of State is directed to cause the amendment
32 to be published for three consecutive months previous
33 to the date of that election as provided by law.>

34 2. Title page, by striking lines 1 through 5 and
35 inserting <A Joint Resolution proposing an amendment to
36 the Constitution of the State of Iowa relating to state
37 budgeting by creating a taxpayers trust fund.>

38 3. By renumbering as necessary.

By WINCKLER of Scott

H-1142 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1143

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 and other support for Iowans by any of the following
21 means:

22 a. Personal income tax reduction.

23 b. Homeowner property tax reduction.

24 c. Sales tax reduction.

25 d. Student tuition reduction to build a skilled
26 workforce.

27 3. The general assembly shall enact laws to
28 implement this section.

29 Sec. 2. The foregoing proposed amendment to the
30 Constitution of the State of Iowa is referred to the
31 general assembly to be chosen at the next general
32 election for members of the general assembly, and the
33 Secretary of State is directed to cause the amendment
34 to be published for three consecutive months previous
35 to the date of that election as provided by law.>

36 2. Title page, by striking lines 1 through 5 and
37 inserting <A Joint Resolution proposing an amendment to
38 the Constitution of the State of Iowa relating to state
39 budgeting by creating a taxpayers trust fund.>

40 3. By renumbering as necessary.

By LENSING of Johnson

H-1143 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1144

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.

15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly for purposes of providing tax relief
19 or support for Iowans through any of the following
20 means:

- 21 a. Personal income tax reduction.
- 22 b. Homeowner property tax reduction.
- 23 c. Sales tax reduction.
- 24 d. Elder services improvement.

25 3. The general assembly shall enact laws to
26 implement this section.

27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general
30 election for members of the general assembly, and the
31 Secretary of State is directed to cause the amendment
32 to be published for three consecutive months previous
33 to the date of that election as provided by law.>

34 2. Title page, by striking lines 1 through 5 and
35 inserting <A Joint Resolution proposing an amendment to
36 the Constitution of the State of Iowa relating to state
37 budgeting by creating a taxpayers trust fund.>

38 3. By renumbering as necessary.

By OLDSOHN of Polk

H-1144 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1145

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 and support for Iowans by any of the following means:

21 a. Personal income tax reduction.

22 b. Homeowner property tax reduction.

23 c. Sales tax reduction.

24 d. Veterans services expansion.

25 3. The general assembly shall enact laws to
26 implement this section.

27 Sec. 2. The foregoing proposed amendment to the
28 Constitution of the State of Iowa is referred to the
29 general assembly to be chosen at the next general
30 election for members of the general assembly, and the
31 Secretary of State is directed to cause the amendment
32 to be published for three consecutive months previous
33 to the date of that election as provided by law.>

34 2. Title page, by striking lines 1 through 5 and
35 inserting <A Joint Resolution proposing an amendment to
36 the Constitution of the State of Iowa relating to state
37 budgeting by creating a taxpayers trust fund.>

38 3. By renumbering as necessary.

By M. SMITH of Marshall

H-1145 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1146

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.

15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly to provide tax relief or support for
19 Iowans for any of the following purposes:

20 a. Personal income tax reduction.

21 b. Homeowner property tax reduction.

22 c. Sales tax reduction.

23 d. Improving the health of the citizens of Iowa.

24 3. The general assembly shall enact laws to
25 implement this section.

26 Sec. 2. The foregoing proposed amendment to the
27 Constitution of the State of Iowa is referred to the
28 general assembly to be chosen at the next general
29 election for members of the general assembly, and the
30 Secretary of State is directed to cause the amendment
31 to be published for three consecutive months previous
32 to the date of that election as provided by law.>

33 2. Title page, by striking lines 1 through 5 and
34 inserting <A Joint Resolution proposing an amendment to
35 the Constitution of the State of Iowa relating to state
36 budgeting by creating a taxpayers trust fund.>

37 3. By renumbering as necessary.

By M. SMITH of Marshall

H-1146 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1147

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury to provide tax relief. The maximum balance
13 of the trust fund shall be established by statute but
14 shall not be more than one percent of the state's
15 annual net general revenue.

16 2. Except for temporary cash flow purposes, moneys
17 in the taxpayers trust fund shall only be used in
18 accordance with appropriations or transfers made by the
19 general assembly for purposes of providing tax relief
20 and economic growth through any of the following means:

- 21 a. Personal income tax reduction.
- 22 b. Homeowner property tax reduction.
- 23 c. Sales tax reduction.
- 24 d. Expansion of the earned income tax credit.
- 25 e. Aid to small businesses.

26 3. The general assembly shall enact laws to
27 implement this section.

28 Sec. 2. The foregoing proposed amendment to the
29 Constitution of the State of Iowa is referred to the
30 general assembly to be chosen at the next general
31 election for members of the general assembly, and the
32 Secretary of State is directed to cause the amendment
33 to be published for three consecutive months previous
34 to the date of that election as provided by law.>

35 2. Title page, by striking lines 1 through 5 and
36 inserting <A Joint Resolution proposing an amendment to
37 the Constitution of the State of Iowa relating to state
38 budgeting by creating a taxpayers trust fund.>

39 3. By renumbering as necessary.

By RUNNING-MARQUARDT of Linn

H-1147 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1148

1 Amend House Joint Resolution 2 as follows:

2 1. By striking everything after the resolving
3 clause and inserting:

4 <Section 1. The following amendment to the
5 Constitution of the State of Iowa is proposed:

6 The Constitution of the State of Iowa is amended by
7 adding the following new section to new Article XIII:

8 ARTICLE XIII.

9 TAXPAYERS TRUST FUND

10 Taxpayers trust fund. SECTION 1.

11 1. A taxpayers trust fund is created within the
12 treasury. The maximum balance of the trust fund shall
13 be established by statute but shall not be more than
14 one percent of the state's annual net general revenue.

15 2. Except for temporary cash flow purposes, moneys
16 in the taxpayers trust fund shall only be used in
17 accordance with appropriations or transfers made by the
18 general assembly for purposes of providing tax relief
19 or better access to justice for any of the following
20 objectives:

21 a. Personal income tax reduction.

22 b. Homeowner property tax reduction.

23 c. Sales tax reduction.

24 d. Guaranteed minimum judicial branch services and
25 access to judicial branch services in each county.

26 3. The general assembly shall enact laws to
27 implement this section.

28 Sec. 2. The foregoing proposed amendment to the
29 Constitution of the State of Iowa is referred to the
30 general assembly to be chosen at the next general
31 election for members of the general assembly, and the
32 Secretary of State is directed to cause the amendment
33 to be published for three consecutive months previous
34 to the date of that election as provided by law.>

35 2. Title page, by striking lines 1 through 5 and
36 inserting <A Joint Resolution proposing an amendment to
37 the Constitution of the State of Iowa relating to state
38 budgeting by creating a taxpayers trust fund.>

39 3. By renumbering as necessary.

By T. TAYLOR of Linn

H-1148 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1149

1 Amend House Joint Resolution 2 as follows:

2 1. By striking page 2, line 28, through page 3,
3 line 1, and inserting:

4 <6. a. (1) If there is a surplus existing at
5 the end of a fiscal year which exceeds ten percent of
6 the adjusted revenue estimate of that fiscal year and
7 the actual net revenue for the general fund exceeds
8 the adjusted revenue estimate for that fiscal year,
9 a portion of such surplus shall be transferred to a
10 taxpayers trust fund. The maximum amount subject
11 to transfer to the taxpayers trust fund shall be
12 established by statute enacted for this purpose and
13 shall not be less than one percent of the adjusted
14 revenue estimate for the fiscal year in which the
15 surplus exists. Except for temporary cash flow
16 purposes, moneys in the taxpayers trust fund shall only
17 be used in accordance with appropriations or transfers
18 made by the general assembly for purposes of providing
19 tax relief.

20 (2) After taking into account any transfer made
21 pursuant to subparagraph (1), the remaining surplus
22 at the end of a fiscal year which exceeds ten percent
23 of the adjusted revenue estimate of the following
24 fiscal year shall be transferred to a postsecondary
25 education scholarship fund. Except for temporary cash
26 flow purposes, moneys in the scholarship fund shall
27 only be used in accordance with appropriations made for
28 purposes of assisting with the costs of postsecondary
29 education.>

By WINCKLER of Scott

H-1149 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1150

1 Amend House Joint Resolution 2 as follows:

2 1. Page 3, line 1, after <relief> by inserting
3 <or economic development through personal income tax
4 reduction, homeowner property tax reduction, sales tax
5 reduction, or quality job creation>

By JACOBY of Johnson

H-1150 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1151

1 Amend House Joint Resolution 2 as follows:

2 1. Page 3, line 1, after <relief> by inserting
3 <or other support for Iowans for personal income tax
4 reduction, homeowner property tax reduction, sales tax
5 reduction, or veterans services>

By M. SMITH of Marshall

H-1151 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1152

1 Amend House Joint Resolution 2 as follows:

2 1. Page 3, line 1, before <tax relief> by inserting
3 <funding for the natural resources and outdoor
4 recreation trust fund created in article VII, section
5 10. In the event that two-thirds of the members
6 elected to each house of the general assembly vote
7 to reject utilization of moneys in the trust fund
8 for this purpose, moneys shall be used in accordance
9 with appropriations or transfers made by the general
10 assembly for the purposes of providing>

By ISENHART of Dubuque

H-1152 FILED MARCH 18, 2013

HOUSE JOINT RESOLUTION 2

H-1153

1 Amend House Joint Resolution 2 as follows:

2 1. Page 4, line 35, after <2.> by inserting
3 <Sections 1 and 2 are not applicable to a bill
4 enacting, amending, or repealing the state income tax,
5 a bill enacting, amending, or repealing the state sales
6 and use taxes, or a bill establishing a new state tax
7 if the revenue from such state tax is to be used for
8 purposes of responding to drought conditions.>

By STECKMAN of Cerro Gordo

H-1153 FILED MARCH 18, 2013



HF 586 – Administrative Rules Reform (LSB 2491HV)

Analyst: Adam Broich (Phone: (515) 281-8223) (adam.broich@legis.iowa.gov)

Fiscal Note Version – New

Description

House File 586 grants new powers to the Administrative Rules Review Committee (ARRC) during the rulemaking process. Changes pertain to “emergency rulemaking” under [Iowa Code Section 17A.5\(2\)\(b\)](#) and notices of intended action filed by State agencies. This Bill makes the following changes:

- Rules may be adopted without notice only if authorized in statute or with the approval of the ARRC.
- Requires all rulemakings to be construed narrowly unless specifically authorized in statute.
- Authorizes the ARRC to object and suspend an “emergency rulemaking.”
- Expands the 70-day delay authority of the ARRC in the following circumstances:
 - Permits the ARRC to suspend an “emergency rulemaking” for 70 days with a two-thirds vote. The ARRC must hold the vote within 35 days of the effective date of the rule.
 - Allows the ARRC to issue a 70-day suspension of further action related to a notice of intended action.
 - The ARRC may issue a 70-day delay for a portion of a rule, and may do so for any reason.
- Expands Legislative session delay authority of the ARRC as follows:
 - The ARRC is granted the authority, with a two-thirds vote, to suspend the applicability of an “emergency rulemaking” until the adjournment of the next regular Session of the General Assembly. The Committee must vote within 35 days of the rule’s effective date.
 - The ARRC may use a Legislative session delay for a portion of a rule, and may do so for any reason.

Background

The Iowa Administrative Procedures Act of 1975, [Iowa Code chapter 17A](#), articulates the Iowa agency rulemaking process. Currently, rules promulgated under Iowa Code section 17A.5(2)(b), “emergency rulemaking,” are effective upon filing and are not subject to the 70-day authority of the ARRC. The ARRC currently has no authority relating to a notice of intended action filed with the ARRC until the adopted rule is filed with the ARRC following the notice. The ARRC may only utilize a 70-day or Legislative session delay for an entire rule (not just a portion of a rule). The ARRC, on average, utilizes the 70-day and Legislative session delays seven to eight times per year.

Assumptions

This Bill expands the authority of the ARRC. It is not possible to determine how the ARRC will apply its expanded authority. The fiscal impact of potential future action is unknown.

When not authorized in statute, the Committee will be required to approve “emergency rulemakings” prior to adoption by the Department. Implementing this process will require the development of a uniform process for the ARRC to authorize “emergency rulemaking” for State agencies in required circumstances. The fiscal impact of this process is unknown, and dependent on future decisions.

This Bill requires agencies to interpret a grant of rulemaking authority narrowly. This provision may lead to increased legal challenges and associated court costs. However, it is not possible to predict legal challenges, and the impact of this component is not possible to determine.

Fiscal Impact

The fiscal impact of [HF 586](#) cannot be determined. The Committee's application of its new authority and the effect of requiring a narrow interpretation of rulemaking authority are not possible to predict. The potential impact will be greatest for departments with a high volume of "emergency rulemakings." In 2011, the last year with complete information, State agencies filed 60 "emergency rulemakings" out of 310 total rules filed. Of those 60, 20 came from the Department of Human Services. Therefore, the Department of Human Services is likely to have the greatest potential to be impacted by these changes.

Source

LSA analysis

/s/ Holly M. Lyons

March 18, 2013

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

Fiscal Note

Fiscal Services Division



HF 537 – Educational Setting of Children (LSB 1941HV)

Analyst: Jennifer Acton (Phone: (515) 281-7846) (jennifer.acton@legis.iowa.gov)

Fiscal Note Version – New

Description

House File 537 relates to the consideration of the educational setting of a minor child in a child custody proceeding.

Background

- In FY 2012, there were 7,832 filings of divorce cases involving children, plus approximately 1,000 modifications of divorce decrees involving children, for a total of approximately 9,000 cases involving child custody arrangements.
- According to the judges' weighted caseload formula, judges spend an average of more than 2 hours (129 minutes) per divorce and divorce modification cases.
- The hourly rate for a District Court Judge is \$98.40.
- The cost of one divorce or modification hearing with the District Court Judge is \$387, including the costs of a court reporter, court attendant, and Clerk of Court staff.

Assumptions

- This Bill will add an additional 30 minutes per case as the judge reviews details on parental responsibilities regarding physical access to the child during the school day and instances when parental consent or authorization is required.
- Adding more details to each child custody-related decree creates more instances or specific provisions in the court order where one of the parties could claim a violation and seek an additional modification.
- If the current modifications increase by 25.0%, it will result in 250 more modifications per year. If the current modifications increase by 50.0%, it will result in 500 more per year. The amount of time a judge spends on one modification will be 159 minutes.
- The cost of one modification hearing at 159 minutes is \$437.

Fiscal Impact

This Bill will result in additional cost to the Judicial Branch ranging from \$550,000 to \$660,000 per year.

Source

Judicial Branch

/s/ Holly M. Lyons

March 18, 2013

The fiscal note for this bill was prepared pursuant to **Joint Rule 17** and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

Fiscal Note

Fiscal Services Division



HF 517 – Administrative Rules Overreach (LSB 1642HV)

Analyst: Adam Broich (Phone: (515) 281-8223) (adam.broich@legis.iowa.gov)

Fiscal Note Version – New

Description

House File 517 restricts State agencies from enacting administrative rules or policies that exceed the federal statutes, regulations, or policies that they implement, except as specifically allowed by State law. Any portion of existing rules or policies that exceed specific federal requirements is automatically superseded by the federal requirements.

Background

State agencies have the authority to propose and implement administrative rules and policies to implement State and Federal law. The Iowa Administrative Procedure Act of 1975, [Iowa Code 17A](#), articulates the Iowa agency rulemaking process. Rules may not be unreasonable, arbitrary, capricious, or otherwise beyond the authority of an agency. This Bill adds language that restricts agencies from exceeding the federal statutes, regulations, or policies that they implement, except as allowed by State law.

Assumptions

It is difficult for agencies to determine the exact number of rules and policies impacted by this Bill. However, information provided by agencies allows for the identification of categories of potential fiscal impact. These categories include but may not be limited to:

Administrative Rulemaking Process

The Administrative Rules Review Committee (ARRC) may need to take action to determine a uniform process for agencies to follow when reviewing existing and proposed rules for compliance with minimum federal requirements, especially when the federal requirements are broad, permissive, or otherwise vague. While this Bill states that existing rules that exceed federal requirements are automatically superseded by the federal requirements, a formal review of existing agency rules for this potential conflict will ensure that rules are being consistently applied to all impacted entities.

Changes to Existing Benefits, Funding Distribution Formulas, and Fines/Penalties

Some agencies implement federal programs that allow broad agency discretion or optional methods of implementation. Under this Bill, these instances would require the General Assembly to determine the course of action. For programs such as Medicaid, the General Assembly will experience a significant increase in necessary legislative action to keep the program running, including but not limited to rate setting, diagnosis and procedure code changes, waiver programs that are not specified in federal policy, requirements to provide services deemed necessary but not expressly stated in federal or state law, and other examples where the State is provided broad authority to implement the program.

Another example may include federal funding programs that do not require a local match but the State agency has included a local match requirement in an effort to distribute funds more widely. Without express permission from the General Assembly, such action will not be allowed. There may also be instances when the State may experience a decrease in revenue due to a reduction or elimination of fees or penalties associated with rules that are no longer enforceable.

In the instances noted above, the costs to the State and other entities may be reduced as optional programming may not be implemented; however, costs may also be incurred as decision making timelines may be extended and funding opportunities may be lost during the legislative interim. This Bill does not preclude the General Assembly from taking actions to provide permission to State entities to continue specified benefits or services that exceed federal requirements, or to enact a process to manage instances when federal time limitations may not permit a department to receive permission from the General Assembly during the legislative interim to implement a rule or policy. If enacted, the General Assembly may wish to receive a list and description of any anticipated permissive actions needed during the legislative interim and ensure that necessary precautions are in place to avoid potentially costly delays or missed funding opportunities.

Vague or Broad Federal Authority

Interpretation when federal law provides only vague or broad authority may result in a greater number of appeals or court action. In such instances, it is conceivable that private or other governmental entities may believe that a State agency is exceeding its authority or, conversely, entities may believe a State agency can regulate, fund, or monitor a program or service beyond actions specified in agency rules or policy. While difficult to estimate, appeals and legal challenges have the potential to be costly to the State.

Agency Review and Compliance

Agencies will need to dedicate staff time to the review of existing rules to ensure compliance with this Bill and to implement any processes determined by the ARRC. Staff time may be significant for agencies that implement a large volume of rules, such as the Department of Human Services (DHS), and will include program administrators, managers, and administrative rules authors and reviewers. It is difficult to estimate the staff hours that may need to temporarily shift from other duties or contract/hire for this purpose. There is a potential for long-term savings resulting from decreased staff time necessary to write, review, and implement rules that are no longer permitted under this Bill. One-time software programming costs for financial accounting changes is expected.

Local Governments

While difficult to estimate, there may be instances when local governments experience cost savings as a result of this Bill, such as in the area of environmental or historic preservation rules and policies.

Fiscal Impact

This Bill will impact all State agencies, but the fiscal impact to the State General Fund cannot be determined. Agencies that experience a large volume of rule writing and changes on a regular basis, such as the DHS, will be impacted the most. All agencies will need to devote staff resources to ensure existing rules are in compliance with this Bill. The General Assembly is likely to experience an increase in legislative action necessary to expressly authorize implementation of broad or vague federal authority, and to make decisions on optional programming. Delays in decision making may have a significant impact on program funding.

Interpretations of broad or vague federal authorization may result in an increase in potentially costly appeals and litigation. There may be cost savings to State and local governments depending on how this Bill ultimately impacts rules promulgated by the departments. The potential savings cannot be determined.

Sources

Department of Education

Department of Human Services

Iowa League of Cities

Iowa Utilities Board – Department of Commerce

LSA Analysis

/s/ Holly M. Lyons

March 18, 2013

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

Fiscal Note

Fiscal Services Division



HF 527 – DNA Sampling (LSB 1176HV)

Analyst: Jennifer Acton (Phone: (515) 281-7846) (jennifer.acton@legis.iowa.gov)

Fiscal Note Version – New

Description

House File 527 requires a person convicted of an aggravated misdemeanor to submit a DNA sample if the offender is 18 years of age or older. This Bill exempts [Iowa Code chapter 321](#) (motor vehicle) offenses. This Bill takes effect July 1, 2014 (FY 2015).

Background

- The current DNA profiling program applies to persons with a deferred judgment or conviction for a felony; a sexually violent predator; a person found not guilty by reason of insanity for an offense that requires DNA profiling; a juvenile adjudicated delinquent for an offense that requires DNA profiling; a person required to register as a sex offender; or a person in custody, control, or jurisdiction of a supervising agency prior to June 14, 2005, with an offense that requires DNA profiling.
- For FY 2012, there were 2,446 aggravated misdemeanor traffic offenders that are not required to submit DNA under this Bill.
- The DNA kits are provided by the Department of Public Safety (DPS) and are paid from the General Fund appropriation to the Division of Criminal Investigation (DCI). The total cost for one DNA kit is \$26.46 (includes the kit, analysis samples, and equipment maintenance costs). The DPS provides the DNA kits to the Department of Corrections (DOC) and to county jails.
- Iowa Code section [81.2\(5\)](#) permits Community-Based Corrections (CBC) to determine if an offender is required to submit a DNA sample. Iowa Code section [81.4\(2\)](#) requires the DOC and county jails to collect a DNA sample on certain offenders.
- According to the Justice Data Warehouse for FY 2012 for all aggravated misdemeanor convictions, except those under [Iowa Code chapter 321](#) (motor vehicle offenses), the following is the breakdown by race:
 - 74.8% White
 - 17.8% Black
 - 4.2% Hispanic
 - 3.2% other races

Assumptions

- All offenders that have previously provided a DNA sample are not included in this estimate.
- Based on aggravated misdemeanor probation records in Iowa Corrections Offender Network, approximately 1.3% of this population was under the age of 18 at the time of the offense and tried in adult court. Applying this percentage to the total estimate of approximately 11,000 DNA samples to be collected per year, approximately 143 samples per year will not be collected if this population is excluded.
- Removing all offenders convicted of Iowa Code chapter 321 offenses and juveniles from the offenders eligible to provide a DNA sample under this Bill results in 7,900 DNA kit samples. Of this amount, 86.0% or 6,794 samples will be taken at the county sheriff offices and 1,106 samples will be taken at the Department of Corrections (DOC).

- The DPS will require an additional 20.0% for control study samples. Of the 7,900 DNA kit samples, 1,580 will be utilized for control studies.
- The DPS will require 2.0 FTE positions. The salary and benefits for one entry-level criminalist is \$71,000.

Fiscal Impact

The following table shows the increased General Fund cost to the DPS for FY 2015 and FY 2016.

	<u>FY 2015</u>	<u>FY 2016</u>
DOC and CBC Offenders	1,106	1,106
Sheriffs Offices	6794	6794
Total Kits	7,900	7,900
Price per kit	x \$26.46	x \$26.46
Total Sample Costs	\$209,000	\$209,000
2.0 FTE Positions	142,000	142,000
Total	<u>\$351,000</u>	<u>\$351,000</u>
NOTE: Kit costs include 20.0% sample control kits for DPS.		

If the DOC and CBC take DNA from all aggravated misdemeanants under their supervision, including CBC supervision, on July 1, 2014 (FY 2015) the number of DNA kits and control samples required will be 5,500 and the costs will be an additional \$146,000.

Sources

Department of Human Rights, Criminal and Juvenile Justice Planning Division
 Department of Public Safety
 Department of Corrections
 Attorney General's Office

/s/ Holly M. Lyons

March 18, 2013

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

Fiscal Note

Fiscal Services Division



HF 568 – Child Welfare Policy, Human Services Department (LSB 1151HV)
Analyst: Jess Benson (Phone: (515) 281-4611) (jess.benson@legis.iowa.gov)
Fiscal Note Version – New

Description

House File 568 makes the following changes to various Department of Human Services (DHS) Programs:

- Eliminates the Comprehensive Family Support Council required under Iowa Code. The Family Support Subsidy Program is being phased out and the Council is no longer necessary.
- Prohibits electronic transactions involving Family Investment Program (FIP) benefits in any liquor store; any casino, gambling casino, or gaming establishment; or any retail establishment that provides adult-oriented entertainment where performers disrobe or perform in an unclothed state for entertainment. These changes are required under the federal Middle Class Tax Relief and Jobs Creation Act of 2012.
- Makes a number of mandatory changes required by the federal Patient Protection and Affordable Care Act (ACA) of 2010, including:
 - This Bill implements a new foster care coverage group and eliminates the Medicaid for Young Adults group, as those individuals will be covered under the new foster care coverage group. Foster care children are required to be covered to the age of 26.
 - Amends the expiration date of the IowaCare waiver from October 31, 2013, to December 31, 2013, for compliance with the ACA maintenance of effort (MOE) requirements.
 - Makes changes to the CHIP (hawk-i) program due to requirements regarding eligibility determinations and simplification of the application process. Also included are necessary technical changes and obsolete provisions for hawk-i that are not related to the ACA.

Assumptions

- There are 3,154 Foster Care adults between the age of 18 and 26 that will be eligible for Medicaid coverage under this new group in the first year. It is estimated that 25.0% (789) will not seek coverage through Medicaid or will continue coverage under another Medicaid program. Of the remaining 2,365 youth, 1,182 (50.0%) will apply in the first year for coverage, with the remaining youth applying in FY 2015.
- The DHS will require an additional 1.5 Income Maintenance Worker 2 positions in FY 2014 and FY 2015 to handle the additional enrollment in the Medicaid Program.
- The DHS will require 300 hours in reprogramming of the Medicaid Management Information System (MMIS), at \$85.00 per hour, to meet federal reporting requirements. The federal government pays 90.0% of these costs.
- The DHS is required to develop a new aid-type for federal reporting codes (Parts A, B, C, & D). The changes to the IABC and TXIX systems will require a total of 750 hours programming at \$85.00 per hour. The federal government pays approximately 58.35% of these costs.

- It is estimated that the DHS will require \$600,000 for a third-party administrator to reprogram the hawk-i computer system to capture and relay data with the new eligibility system. The federal government pays approximately 70.0% of these costs.

Fiscal Impact

These changes, required by the Affordable Care Act, are estimated to cost the State General Fund \$468,000 in FY 2014 and \$1.5 million in FY 2015. A summary of the impact is listed below.

FY 2014 Provision	State	Federal	Total
Foster Children age 18-26 Medicaid	\$ 200,000	\$ 275,000	\$ 475,000
Total of 1.5 Field Staff in FY 2014	58,238	24,334	82,572
MMIS Reprogramming	6,375	19,125	25,500
hawk-i System Reprogramming	176,696	423,304	600,000
Other Aid System Reprogramming	26,558	37,192	63,750
Total	\$ 467,867	\$ 778,955	\$ 1,246,822
FY 2015 Provision	State	Federal	Total
Foster Children age 18-26 Medicaid	\$ 1,400,000	\$ 1,900,000	\$ 3,300,000
Total of 3 Field Staff in FY 2015	116,476	48,668	165,144
Total	\$ 1,516,476	\$ 1,948,668	\$ 3,465,144

Source

Department of Human Services

/s/ Holly M. Lyons

March 18, 2013

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#) and the Iowa Code. Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.